

**THE MONTHLY MEETING OF BERKELEY COUNTY COUNCIL** is scheduled to be held on **MONDAY, SEPTEMBER 26, 2011**, following the meetings of any scheduled Committees at **6:03 p.m.**, in the **ASSEMBLY ROOM, BERKELEY COUNTY ADMINISTRATION BUILDING, 1003 HIGHWAY 52, MONCK'S CORNER, S. C.**

**CALL TO ORDER**

**APPROVAL OF MINUTES:**

**Public Hearings: Bill Nos. 11-24, 11-26, 11-28**

**August 22, 2011**

**Regular Council Meeting**

**August 22, 2011**

**Special Council Meeting**

**August 29, 2011**

**PUBLIC DISCUSSION - Requests to be heard must be made prior to Call to Order and comments must be limited to Agenda items only.**

***COMMENTS ON ANY PUBLIC DISCUSSION ITEM WILL BE LIMITED TO THREE (3) MINUTES PER SPEAKER. (A TOTAL OF 30 MINUTES WILL BE ALLOTTED FOR THIS PUBLIC DISCUSSION PERIOD.)***

**EXECUTIVE SESSION** to discuss matters relating to the proposed location, expansion, or the provision of services encouraging location or expansion of industries, or other businesses in the area served by the County; or discussions of negotiations incident to proposed contractual arrangements and proposed sale or purchase of property, the receipt of legal advice where the legal advice relates to a pending, threatened, or potential claim or other matters covered by the attorney-client privilege, settlement of legal claim, or the position of the County in other adversary situations involving the assertion against the County of a claim.

**CHAIRMAN OF COUNTY COUNCIL**

**THIRD READING:**

- 1. Bill No. 11-27, an ordinance to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Ocie Wright**, located on 313 Glenridge Lane, Cordesville, TMS #184-00-00-072 (1.42 +/- Acres) from **R-15, Preservation Residential District to Flex-1, Agricultural District**. Council District No. 8.  
[Recommended by Committee on Land Use]**
- 2. Bill No. 11-28, an ordinance establishing a **Stormwater Management Utility** for the purpose of implementing the **Berkeley County Stormwater Management Program** and satisfying the regulatory requirements of the State of South Carolina NPDES general permit for stormwater discharges from regulated small municipal separate storm sewer systems; planning, designing, constructing, funding, and maintaining stormwater management, sediment control, and flood control programs, projects and facilities; and**

reviewing and approving stormwater management and sediment control plans for land disturbing activities; and providing for the administration and enforcement thereof.  
[Recommended by Committee on Public Works & Purchasing]

## **SECOND READING:**

1. **Bill No. 11-30**, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Rob Fye for Farmers & Merchants Bank**, located at 3728 Byrnes Drive, St. Stephen, **TMS #036-00-03-063** (2.26 +/- Acres) from **GC, General Commercial District to LI, Light Industrial District**. Council District 8.  
[Recommended by Committee on Land Use]

## **FIRST READING:**

1. **Bill No. 11-31**, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Wando E, LLC for Giles N. Branch of Earthsource Engineering**, located at 342 Detyens Lamb Lane, Charleston, **TMS #269-00-00-063, -035, -036** (24.76 +/- Acres) from **GC, General Commercial District and R-2 Manufactured Residential District to PDMU, Planned Development Mixed Use District**. Council District 2.  
[Recommended by Committee on Land Use]
2. **Bill No. 11-32**, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **James and Theresa Kelly**, located at 116 Mano Street, Moncks Corner, **TMS #209-12-00-002** (2.01 +/- Acres) from **R2-R(F) Mobile Home Rural Farm Residential District to R-2, Manufactured Residential District**. Council District 6.  
[Recommended by Committee on Land Use]
3. **Bill No. 11-33**, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Ruth Cross**, located at 114 Our Lane, Cross, **TMS #031-00-02-039** (1.0 +/- Acres) from **R-3, Mobile Home Park District to Flex-1, Agricultural District**. Council District 7.  
[Recommended by Committee on Land Use]
4. **Bill No. 11-34**, an **ordinance** authorizing the County Supervisor to execute a **Quit Claim Deed** from Berkeley County to **MWV-Sheep Island, LLC** for the property herein described as a portion of **Turtle Pond Road**.  
[Recommended by Committee on Land Use]
5. **Bill No. 11-35**, an **ordinance** adopting a **Redistricting Plan** for **Berkeley County Council Single Member Districts**; designating such districts; authorizing the submittal

of the Redistrict Plan to the United States Justice Department in accordance with Section 5 of the Voting Rights Act; and other matters related thereto.

[Recommended by Committee on Finance]

6. **Bill No. 11-36**, an **ordinance** authorizing the execution and delivery of a **fee agreement** by an between Berkeley County, South Carolina, (The “County”), and **Project Falcon** (The “Sponsor”) with respect to the location of a manufacturing facility within the County (The “Project”), whereby the project will be subject to certain fees in Lieu of Ad Valorem property taxes, special source revenue credits, the benefits of a multi-county industrial park agreement, and other matters related thereto.

[Recommended by Committee on Finance]

7. **Bill No. 11-37**, an **ordinance** to provide for the issuance and sale of not exceeding Twenty-One Million Dollars (\$21,000,000) **General Obligation Refunding Bonds** of Berkeley County, South Carolina; to prescribe the purposes for which the proceeds shall be expended; to provide for the payment thereof; and other matters relating thereto.

[Recommended by Committee on Finance]

#### **RESOLUTIONS:**

1. **RESOLUTION** providing for the **Transfer of Funds** in the **2011-2012 Berkeley County Budget** for County purposes other than as specified in said budget.

[Recommended by Committee on Finance]

2. **RESOLUTION** authorizing the Berkeley County Supervisor to execute a **Lease Agreement** on behalf of the **Pimlico Special Tax District with the Pimlico Civic Club** for premises located at 1603 Pimlico Boulevard, Moncks Corner, Berkeley County, South Carolina, more particularly identified as TMS #212-03-01-017.

[Recommended by Committee on Finance]

3. **RESOLUTION** approving the assessments as set forth in the **Assessment Roll** of the **Jedburg Road Improvement District** and the **Jedburg Road Improvement Plan**, as adopted by County Council in Ordinance Number 09-02-05, pursuant to Title 4, Chapter 35, of the Code of Laws of South Carolina 1976, as amended.

[Recommended by Committee on Finance]

4. **RESOLUTION** to schedule a **Public Hearing** for the purpose of receiving public comments on the expansion of boundaries of the **Goose Creek Recreation Commission** to include the **Holly Court Subdivision**.

[Recommended by Committee on Finance]

5. **RESOLUTION** consenting to the abandonment of certain rights-of-way herein described as portions of **MeadWestvaco Road** and **Rose Drive** for the purpose of realigning Rose Drive.

[Recommended by Committee on Land Use]

## **REPORTS FROM STANDING COMMITTEES:**

**1. Committee on Finance.**

Council Member, Mr. Jack H. Schurlock, Chairman.

- a. Acceptance of South Carolina Soil & Water Conservation Society grant.
- b. Acceptance of an EMS Grant-In-Aid.

**2. Committee on Land Use.**

Council Member, Mr. Phillip Farley, Chairman.

- a. **Denial of Bill No. 11-25**, an ordinance to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **W. B. Bazzle**, located on 211 Maplewood Road, Moncks Corner, TMS #161-00-02-187, -189, Portion of TMS #161-00-02-031 (6.55 +/- Acres) from Flex-1, Agricultural District to LI, Light Industrial District.

**3. Committee on Public Works and Purchasing.**

Council Member, Mr. Caldwell Pinckney, Jr., Chairman.

- a. Professional Geotechnical Engineering Services – Indefinite Delivery Contract.
- b. Stryker Stretchers
- c. Water & Wastewater Treatment Chemicals

**4. Committee on Justice and Public Safety.**

Council Member, Mr. Steve C. Davis, Chairman.

**5. Committee on Water and Sanitation.**

Council Member, Mr. Robert O. Call, Jr., Chairman.

- a. Recycling Agreement
- b. Grievance Committee Nominees

**6. Committee on Planning and Development.**

Council Member, Mrs. Cathy S. Davis, Chairman.

**7. Committee on Community Services.**

Council Member, Mr. Timothy J. Callanan, Chairman.

- a. Hanahan Library property purchase agreement.
- b. St. Stephen Library Lease

**8. Committee on Human Services.**

Council Member, Mr. Dennis Fish, Chairman.

**NOMINATIONS FOR MEMBERSHIP ON BOARDS, COMMISSIONS, ETC.**

AERONAUTICS COMMISSION

CHARLESTON REGIONAL DEVELOPMENT ALLIANCE

CONSTRUCTION BOARD OF ADJUSTMENT & APPEALS

DEVON FOREST

LIBRARY BOARD

MENTAL HEALTH BOARD

SANGAREE SPECIAL TAX DISTRICT

TAX ASSESSMENT REVIEW BOARD

ZONING APPEALS BOARD

**CORRESPONDENCE**

**UNFINISHED BUSINESS**

**NEW BUSINESS**

**ANNOUNCEMENTS**

**THE OCTOBER 2011, REGULAR MEETING OF BERKELEY COUNTY COUNCIL, WILL BE HELD ON MONDAY OCTOBER 24, 2011, IMMEDIATELY FOLLOWING PUBLIC HEARINGS AND ANY SCHEDULED COMMITTEE MEETINGS AT 6:00 PM, IN THE ASSEMBLY ROOM OF THE BERKELEY COUNTY ADMINISTRATION BUILDING, 1003 HIGHWAY 52, MONCKS CORNER, S. C.**

**ADJOURNMENT**

**EXECUTION OF DOCUMENTS BY COUNCIL**

**PUBLIC DISCUSSION**

**COMMENTS ON ANY PUBLIC DISCUSSION ITEM WILL BE LIMITED TO THREE (3) MINUTES AND MAY BE ON ANY MATTER.**

September 21, 2011

S/Catherine R. Windham

Interim Clerk of County Council